

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Servants - Commercial Taxes Department - Surprise Check conducted on Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District on 29-12- 2013 - Allegations of Corruption - Initiation of Disciplinary Proceedings against Sri Sk. Azad Zakir, MVI, Transport Department, Integrated Check Post B.V.Palem, Tada Mandal, SPSR Nellore District under Rule 20 of Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 - Article of Charges - Issued.

REVENUE (VIGILANCE-II) DEPARTMENT

G.O.Rt.No.692

**Dated:27-08-2020
Read the following:**

1. From DG, ACB, Lr.Rc.No.56.DES-NNL/2013, dated 28.01.2016 & 30.06.2016.
2. G.O.Ms.No.238, Revenue (Vig.II) Department, dt.27-08-2020.

ORDER :

In continuation of the orders issued under Rule 24 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 in the reference 2nd read above, it is considered necessary to hold an enquiry against Sri Sk. Azad Zakir, Motor Vehicle Inspector, Transport Department, Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District under Rule 20 of the said rules.

2. The substance of the imputation of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I) and the imputation of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which and a list of witnesses by whom the articles of charge are proposed to be sustained are also enclosed (Annexure-III & IV).

3. Sri Sk. Azad Zakir, Motor Vehicle Inspector, Transport Department, Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District is directed to submit within ten days of the receipt of this order a written statement of his defense.

4. He is informed that an inquiry will be held only in respect of those articles of charge as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri Sk. Azad Zakir, Motor Vehicle Inspector, Transport Department, Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District is further informed that if he does not submit his written statement of defense on or before the date specified in para 3 above, further action will be processed based on the material available.

6. Attention of Sri Sk. Azad Zakir, Motor Vehicle Inspector, Transport Department, Integrated Check Post, B.V.Palem, Tada Mandal, SPSR Nellore District is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another

person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

To

Sri Sk. Azad Zakir, Motor Vehicle Inspector, Transport Department, Integrated Check Post B.V.Palem, Tada Mandal, SPSR Nellore District (w.e, Annexures-I to IV) through the Transport, Roads and Buildings (Vigilance.Tr) Department, A.P. Secretariat, Velagapudi. (with a request to serve the order on the individual and send the served copy with dated signature to Government)

Copy to

The Commissioner of Transport, AP, 3rd Floor, NTR Administrative Block, PN Bus Station, Vijayawada.

The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi.

The Director General, Anti Corruption Bureau, Pandit Nehru Bus Station, NTR Administration Block, 2nd Floor, Andhra Pradesh, Vijayawada.

The Transport, Roads and Buildings (Vigilance.Tr) Department, A.P. Secretariat, Velagapudi.

SF / SC.

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLE OF CHARGES FRAMED AGAINST SRI.S.A.ZAKIR, MVI, TRANSPORT WING, ICP, B.V.PALEM, TADA MANDAL, SPSR NELLORE DISTRICT

CHARGE:-

That Sri Sk. Azad Zakir, while working as MVI, Transport wing, ICP, B.V. Palem, Tada Mandal being as MVI, Charged officer, has exhibited gross negligence of duty and slack supervision and allowed the AMVIs, Constable and attender to keep the unaccounted amount of Rs.5,710/- and also allowed the crew of the vehicles passing through the check post to pay the amounts voluntarily for ignoring their violations and the usual collection on 29.12.2013 was Rs.15,600/- found in the premises of Transport Wing.

Thus, Sri.S.A.Zakir, MVI by the above mentioned acts has exhibited lack of integrity, devotion to duty and conduct unbecoming of a Government Servant and thereby violated Rule 3 (1) (2) & (5) of APCS (Conduct) Rules, 1964.

**RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE - II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SRI S.A.ZAKIR, MVI, TRANSPORT WING, ICP, B.V.PALEM, TADA MANDAL, SPSR NELLORE DISTRICT

That Sri.S.A.Zakir, MVI, Transport Wing, ICP, B.V.Palem, Tada Mandal is native of Nellore, SPSR Nellore District and he joined in Government Service on Typist on 03.03.1987 and working as thus at Integrated Check Post, B.V.Palem, Tada Mandal, Nellore District since 18.07.2011. His date of birth is on 03.02.1964 and date of retirement on attaining the age of superannuation is 31.01.2024. He is here-in-after referred to as Government Servant.

On credible information that the officers and staff of Integrated Check Post, B.V.Palem, Tada Mandal SPSR Nellore District are indulging in corrupt practices and collecting mamools from the crew of vehicles plying through ICP, B.V.Palem, a surprise check was conducted over transport wing, prohibition and excise wing, commercial taxes incoming and outgoing wings of ICP, B.V.Palem on 29-12-2013 from 00-30 hrs to 03-00 hrs with four teams headed by the DSP, ACB Nellore Range, Nellore in the presence of mediators. The officials of Transport Wing collecting mamools ranging from Rs.50/- to Rs.1,000/- from the crew of the vehicles as usual practice for ignoring the violations of M.V.Act, and other relevant acts . An unaccounted amount of Rs.21,310/-was seized in the premises of Transport Wing. Attendance registers/duty registers and personal cash registers and other relevant documents of ICP were seized. Individual cash register, duty charts of AMVI's and constables/attenders were seized.

Thus the Government Servant being Administrative officer has exhibited slack supervision and failed to take possible steps to integrity, devotion to duty of employees working under his control and by allowing A.M.V.Is, constables, Attenders to keep the unaccounted amount of Rs.5,710/- and also the crew of the vehicles, passing through the check post to pay the amounts for ignoring the violations and thereby conduct unbecoming of a Government Servant and thereby contravened Rule 3 (1) (2) & (5) of APCS (Conduct) Rules, 1964.

Thus the Government Servant has therefore rendered himself liable for departmental action for major penalty for his misconduct.

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE - III

**LIST OF DOCUMENTS BY WHICH ARTICLES OF CHARGES FRAMED AGAINST
SRI S.A.ZAKIR, MVI, TRANSPORT WING, ICP, B.V.PALEM, TADA MANDAL,
SPSR NELLORE DISTRICT.**

1. Duty Register (Attendance register) of ICP, B.V.Palem:
2. Individual cash Register & Duty chart
3. Personal Cash Register, 2013.
4. The Rubber stamp and ink pad relating to transport wing.
5. Rough sketch of scene of offence, Dt: 29.12.2013.
6. Mediators report drafted on 29.12.2013 for the surprise check conducted over the ICP, B.V. Palem, Tada Mandal, SPSR Nellore Dist.

**RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

//FORWARDED:: BY ORDER//

SECTION OFFICER

ANNEXURE - IV

LIST OF WITNESSES BY WHOM ARTICLES OF CHARGES FRAMED AGAINST SRI S.A.ZAKIR, MVI, TRANSPORT WING, ICP, B.V.PALEM, TADA MANDAL, SPSR NELLORE DISTRICT.

1. Sri Mathi Lakshmi Kanth S/o Siva Prasad, Age: 30 years, S.N. Palem, Bapulapalem Mandal, Krishna District., A.P. Eicher Vehicle No.AP 16 TD 4869.
2. Sri Nakka Nagaraju S/o Naga Bhadrachalam, Age: 24 Years, Devaragunta Village, Nuziveedu Mandal, Krishna District, A.P., Vehicle No. TN 05 AL 2183 (16 tyres trolley).
3. Sri Bollepalli Purnachand, S/o Venkaiah, Age: 36 Years, Deputy Executive Engineer, Irrigation & CAD Department, SE Construction Circle, Ongole, Prakasam District (Mediator-1)
4. Sri.J.Bhaskara Rao, Dy.Supdt. of Police, ACB, Nellore.

**RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT**

//FORWARDED:: BY ORDER//

SECTION OFFICER